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DEPARTMENT OF THE NAVY

Cultural Resources Program

TODAY'S FOCUS:

**Programmatic Approaches
To Compliance**

&

**Addressing Native American
Indian Issues**



Example: *World War II Temporary Buildings Demolition Programmatic Agreement*

- Integrate congressional “clean-up” mandate and NHPA compliance
- Eligibility determination
- Rationale for demolition
- Mitigation
 - WWII temporary construction overview
 - Nationwide survey identifies best surviving type examples
 - HABS/HAER recordation
- Proceed to demolish in full compliance with NHPA Section 106



Example: *Historic Ships Programmatic Agreement*

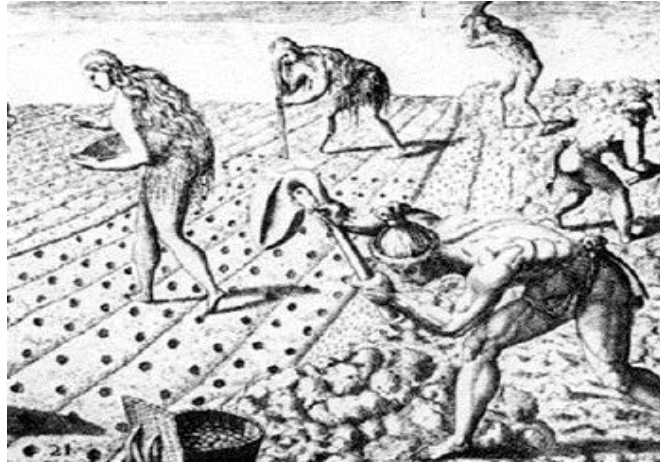
- Purposes:
 - Establish routine procedures for NHPA compliance
 - Clarify principle that (historic) ships are mobile assets
 - Facilitate NHPA compliance for fleet downsizing
- Naval Historical Center screens for National Register eligibility
- Mitigation:
 - Substitute as-built/retrofit drawings instead of new recordation
 - NAVSEA integrates NHPA compliance into Ships Programs
- Proceed to dispose of ships in full compliance with NHPA Section 106



Example:

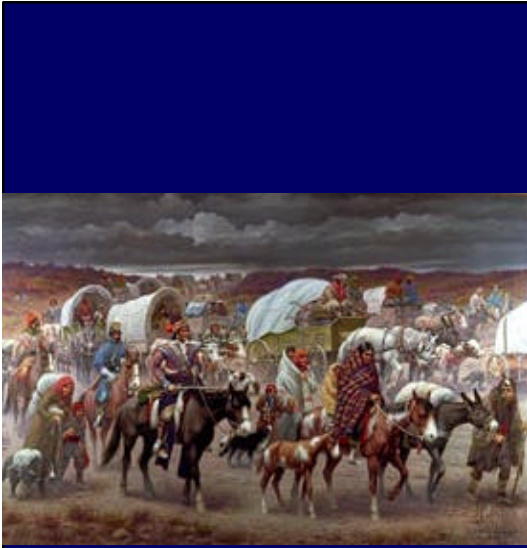
Historic Family Housing Programmatic Agreement

- Determine historic family housing preservation priorities
- Establish principle that not all historic resources are equal
- Nationwide study:
 - Inventory historic family housing
 - Determine significance/integrity/treatment category
 - Integrate economic/cost data
- Identify mitigation for losses
- Implement Section 106 programmatic compliance actions



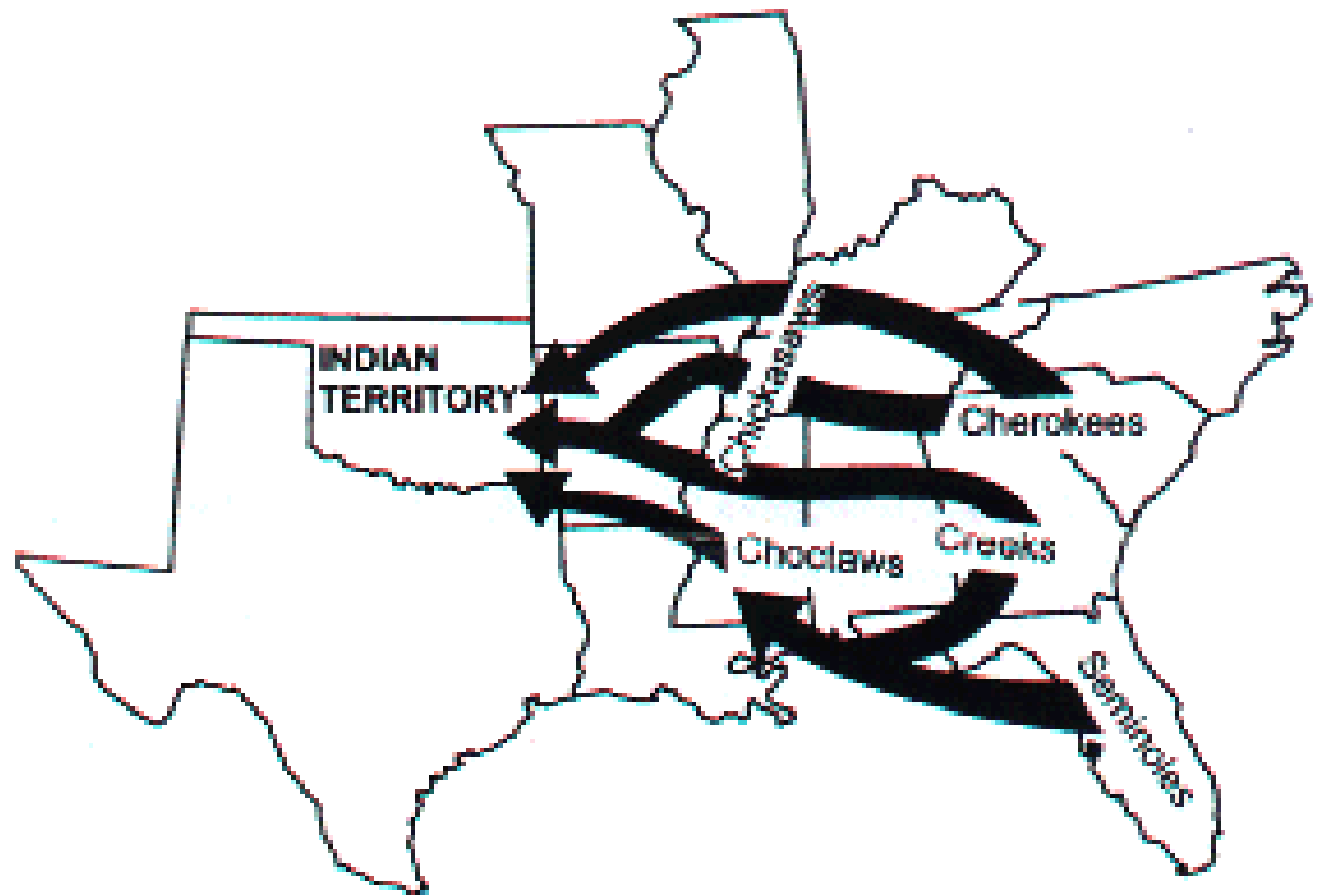
Example: *Naval Air Station Pensacola*

- Inadvertent excavation of human remains at construction site
- Work stopped/site protected/SHPO and FPO notified
- Intermingled Native American/European remains: NAGPRA
- CO contacts Federally recognized Florida tribes/no interest
- They recommend contacting non-federally recognized local Indians
- Local NFR Indians re-inter remains and hold public prayer ceremony
- Controversy erupts (and continues three years later)
 - Federally recognized Pan Indian group in Louisiana protests
 - Federally recognized Oklahoma, Alabama and Mississippi tribes express cultural affiliation interest
 - Is Christian religious medallion a NAGPRA funerary object?
- Construction project canceled

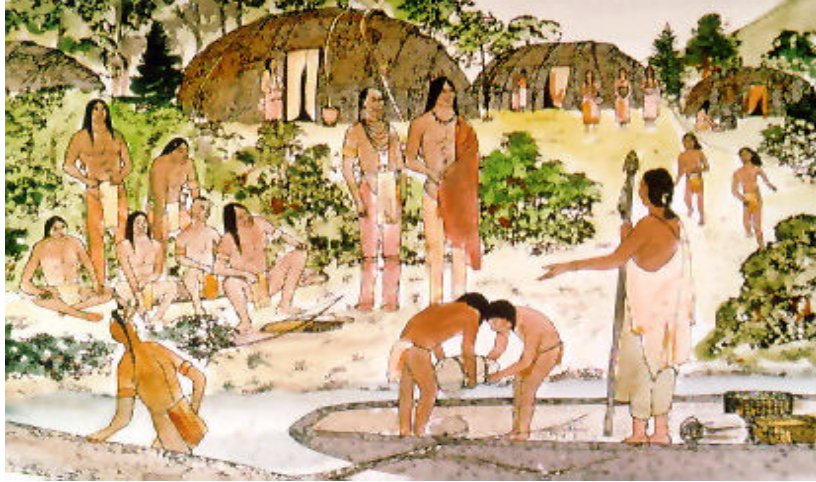


The Trail of Tears

From 1838 to 1839, thousands of Native Americans in the Southeast were “removed” from their homelands to reservations in Oklahoma.



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Example: *Naval Recreation Center Solomons, Naval Station Washington*

- Inadvertent discovery of human remains at erosion control project
- Work stopped / site protected / SHPO and FPO notified
- Anthropologist identifies Native American characteristics
 - NAGPRA compliance:
 - No Federally recognized tribes in Maryland
 - Federally recognized/culturally affiliated Delaware of Oklahoma
 - NHPA compliance:
 - Piscataway of Maryland have “interested party” rights
- ARPA compliance for non-NAGPRA archeological site



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1996 Department of the Navy Cultural Resources Strategic Plan

“The Department of the Navy is a large-scale owner of historic buildings, districts, archeological sites, ships, aircraft, art, artifacts, documents, and other cultural resources. Protection of these components of the nation’s heritage is an essential part of the defense mission and the Department of the Navy is committed to responsible cultural resources stewardship.” SECNAVINST 4000.35